

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Prisons Department – Revision Petition filed by Sri B.Raja Mahesh, Jailor, O/o District Sub-Jails Officer, Eluru, West Godavari District – Allowed – Orders – Issued.

HOME (PRISONS.A) DEPARTMENT

G.O.MS.NO. 336

DATED:24-07-2009

Read the following:-

1. From the Director General and Inspector General of Prisons and Correctional Services, Hyderabad, Charge Memo No.EA3/785/2006-1, dated 07-03-2007.
2. From the Director General and Inspector General of Prisons and Correctional Services, Hyderabad, Proc. No.EA3/785/2006, dated 04-08-2007.
3. From the Enquiry Officer & Superintendent, Central Prison, Rajahmundry, Enquiry Report,dated 16-11-2007
4. From the Director General and Inspector General of Prisons and Correctional Services, Hyderabad, Proc. No.EA3/785/2006, dated 26-06-2008.
5. From Sri B.Raja Mahesh, Jailor, O/o the District Sub-Jails Officer, Eluru, West Godavari District, Appeal Petition, dated 28-07-2008.
6. G.O.Ms.No.210, Home (Prisons.A) Department, dated 31-03-2009.
7. From Sri B.Raja Mahesh, Jailor, O/o the District Sub-Jails Officer, Eluru, West Godavari District, Revision Petition, dated 17-04-2009.

ORDER:

Whereas, Sri Raja Mahesh, Jailor, O/o the District Sub-Jails Officer, Eluru, West Godavari District, was awarded the penalty of “postponement of increments by two years with adverse effect in future increments and pension” by the Director General and Inspector General of Prisons and Correctional Services, Hyderabad, vide reference fourth read above, as the Charge Nos.II and IV have been held proved and the Charge Nos.I & III have not been held proved.

2. The following are the charges framed against Sri B. Raja Mahesh, Jailor, while working in Central Prison, Visakhapatnam:-

- (i) that the said Sri B.Raja Mahesh, Jailor, while working in Central Prison, Visakhapatnam, has failed to maintain absolute integrity, discipline, impartiality, in discharge of his duties and he is in the habit of encouraging some prisoners to revolt against certain officers and staff by harassing them to get undue advantage and thereby violated Sub-Rule-1 of Rule-3 of A.P. Civil Services (Conduct) Rules, 1964;

P.T.O.

- (ii) That the said Sri B. Raja Mahesh, Jailor, resorted to make a complaint against Late P. Madhava Rao, former Jailor, Central Prison, Visakhapatnam, vindicating his acts as such, expecting life threats from the late Jailor and to have recourse without exhausting departmental remedies for redressal of his grievances if any, thereby violated Rule-95 of A.P. Prisons Rules 1979.
- (iii) That the said Sri B. Raja Mahesh, Jailor, has indulged in activities detrimental to day to day administration of security institution, by harassing some prisoners to get undue advantage by abusing his official position, causing much inconvenience to the administration, in violation of Rule-104 of A.P. Prisons Rules, 1979, Vol.-I.
- (iv) That the said Sri B. Raja Mahesh, Jailor, has failed to discharge his duties with discipline, absolute integrity and more so acted in a manner which is unbecoming of an employee or derogatory to the prestige of Government in violation of Rule-3 of A.P. Civil Services (Conduct) Rules, 1964.

3. Aggrieved by the orders issued by the Director General and Inspector General of Prisons and Correctional Services, Hyderabad, Sri B.Raja Mahesh, Jailor, O/o the District Sub-Jails Officer, West Godavari District, vide reference fifth read above has filed an Appeal Petition before the Government, requesting the Government to set-aside the orders issued by the Government imposing the punishment of stoppage of two increments with cumulative effect.

4. Government after detailed examination of the Appeal Petition, filed by Sri B.Raja Mahesh, Jailor, O/o the District Sub-Jails Officer, West Godavari District, issued orders vide reference sixth read above, modifying the punishment of "postponement of increments by two years with adverse effect in future increments and pension" to that of "postponement of increment for one year without cumulative effect".

5. Aggrieved by the orders issued by the Government, Sri B.Raja Mahesh, Jailor, O/o the District Sub-Jails Officer, West Godavari District, has filed a Revision Petition before the Government, stating that Government is kind enough to reduce the penalty to that of one increment without cumulative effect. But he was put into mental agony as his case was overlooked for further promotion as Deputy Superintendent of Jails, as one of his junior was promoted as Deputy Superintendent of Jails on 27-10-2007, and he was put to a great humiliation and subjected to double jeopardy with two punishments i.e. imposing the penalty of withholding of one annual grade increment without cumulative effect and he was also overlooked for promotion to the post of Deputy Superintendent of Jails. He has also stated that he is an Ex-Serviceman from Indian Navy, and worked in the Department for 19 long years with dedication, sincerity, discipline and utmost satisfaction and without any adverse remarks. Hence, he has requested the Government to kindly reconsider his case and do justice by setting aside the penalty of "withholding of one annual grade increment without cumulative effect" imposed by the Government vide reference sixth read above, to meet the ends of justice.

Contd. P.3/-

6. Government, after careful examination of the Revision Petition filed by Sri B.Raja Mahesh, Jailor, O/o the District Sub-Jails Officer, Eluru, West Godavari District, considered the grounds adduced therein, decided to set-aside the penalty of "postponement of increment for one year without cumulative effect" issued by the Government vide reference sixth read above.

7. Accordingly, the Government hereby set-aside the penalty of "postponement of increment for one year without cumulative effect" imposed against Sri B.Raja Mahesh, Jailor, O/o the District Sub-Jails Officer, Eluru, West Godavari District, issued by the Government vide reference sixth read above.

8. The Director General & Inspector General of Prisons & Correctional Services, Andhra Pradesh, Hyderabad, shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**AJAY MISRA,
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Director General & Inspector General of Prisons &
Correctional Services, Andhra Pradesh, Hyderabad.

Copy to:

The individual concerned,
through the Director General and Inspector General of Prisons
and Correctional Services, Hyderabad.

The District Sub-Jails Officer, Eluru, West Godavari District.

The District Treasury Officer, Eluru, West Godavari.

The P.S to Minister (Home)

SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER